

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

CHRISTOPHER GEORGE PABLE,

*Plaintiff,*

v.

CHICAGO TRANSIT AUTHORITY and  
CLEVER DEVICES LTD.,

*Defendants.*

Case No. 19-cv-7868

Judge Elaine E. Bucklo

Magistrate Judge Heather K. McShain

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CHICAGO TRANSIT AUTHORITY,

*Counter-Plaintiff,*

v.

CHRISTOPHER GEORGE PABLE,

*Counter-Defendant.*

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**JOINT STATUS REPORT**

In accordance with the Court's order of April 29, 2021 (Dkt. 61), the parties submit the following Joint Status Report:

**I. Progress on and Schedule for Remaining Fact Discovery**

Following the Court's issuance of an order outlining the procedures to be followed with respect to the data retrieved from Mr. Pable's cell phone: (a) plaintiff's counsel provided search terms to the CTA's vendor to search for potentially privileged items; (b) the vendor provided plaintiff's counsel with approximately 2,169 items resulting from the search; (c) plaintiff's counsel reviewed those items and designated 75 of them as privileged, and provided a log thereof to all



counsel; (d) the vendor provided the retrieved data without the items designated as privileged to all counsel. The CTA identified what it claimed were deficiencies in plaintiff's privilege log, and counsel provided a revised log with additional information and withdrew its claim of privilege with respect to one of the items on the original log

The parties completed the deposition of plaintiff's physician on May 27, 2021. They are in the process of scheduling a one-hour 30(b)(6) deposition of the CTA regarding discussed in prior submissions and the continued deposition of Mr. Pable. The deposition of the CTA's Rule 30(b) witness is likely to take place in late June to mid-July due to scheduling challenges. The parties expect that they will be able to complete these depositions and fact discovery by July 15, 2021.

## **II. Proposed Schedule for Expert Discovery**

The parties propose the following schedule for expert discovery:

Plaintiff/Counter-Plaintiff's Affirmative expert disclosures due 9/15/21

Plaintiff/Counter-Plaintiff's expert discovery complete by 10/15/21

Responsive expert disclosures by 1/15/22

Responsive expert discovery complete by 3/15/22

Final expert supplementation complete by 5/15/22

Expert and all discovery closed by 6/30/22

## **III. Settlement Discussions**

The Parties have not engaged in any settlement discussions to resolve either Plaintiff's Complaint against the CTA and Clever, or the CTA's Counterclaim against Plaintiff. The Parties do not request a settlement conference at this time.



#### IV. Other Issues

The parties respectfully request that Magistrate Judge McShain conduct a status hearing on or about July 20, 2021 regarding the conclusion of fact discovery.

May 28, 2021

Respectfully submitted,

/s/ Timothy A. Duffy

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